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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	Confirmation No.: 5864
	:	
Dieter REIF et al.	:	Art Unit: 1619
	:	
Serial No.: 10/561,800	:	Examiner: J. Berrios
	:	
Filed: November 13, 2006	:	
	:	
For: BONE FORMATION AGENT AND	:	
METHOD OF PRODUCTION	:	

RESPONSE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the May 21, 2010 Office Action. In the Action, claims 1-20 are rejected, and claims 21-32 are withdrawn from consideration as being directed to the non-elected invention. In view of the following comments, Applicants respectfully submit that the claims are allowable over the art of record, and request the rejections be withdrawn.

The Rejections

Claims 1, 2, 7, 12-15 and 17-20 are rejected under 35 U.S.C. § 103(a) as being obvious over DE 29922585, WO 02/083194 to Beam et al. and U.S. Patent No. 6,210,715 to Starling et al. As noted in the Action, the art of record does not disclose several of the claimed features. The rejection is based entirely on the position that the features not disclosed in the cited patents would have been obvious to one of ordinary skill in the art.